

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM No.M-18752 of 2015 (O&M)
Date of decision:02.02.2016**

Amarjeet Singh

... Petitioner

Versus

State of Punjab & another

... Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Ravi Gakhar, Advocate for the petitioner.

Mr. D.S. Virk, AAG, Punjab.

Mr. Vikas Gupta, Advocate for respondent No.2/complainant.

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TEJINDER SINGH DHINDSA.J.

Petitioner seeks concession of pre-arrest bail in case FIR No.32 dated 05.05.2013, under Section 420 IPC, registered at Police Station Verowal, District Tarn Taran.

In a nutshell, allegations against the present petitioner were with regard to having allegedly taken a sum of Rs.5,96,000/- on the pretext of sending certain relative of the complainant abroad.

On 05.06.2015, while issuing notice of motion, the following order was passed by this Court:

“Learned counsel for the petitioner submits that as per the allegation made in the FIR, out of total Rs.5,96,000/-, a sum of Rs.3,84,000 has already been paid and a sum of Rs.1,45,000/- is outstanding. He further submits that the petitioner is willing to pay back the same, in case, an opportunity is granted.

Notice of motion for 04.08.2015, subject to the deposit of the aforementioned amount.

In the meantime, arrest of the petitioner shall remain stayed subject to the condition that the petitioner shall join the

investigation as and when called by the Investigating Officer. The petitioner shall abide by the conditions as enshrined in Section 438 (2) Cr.P.C.

The aforementioned amount shall be deposited with the Registry, within a period of one week from today, failing which, the concession granted to the petitioner by this order shall be deemed to have been vacated/withdrawn.

To be heard along with CRM M-No.17796 of 2015, wherein, quashing of the FIR has been sought.”

Counsel appearing for the petitioner has produced in Court today a receipt showing deposit of Rs.1,45,000/- with the Registry of this Court.

It has gone uncontroverted that the challan in the present case has already been presented.

Counsel appearing for the petitioner states that the petitioner would be duly appearing and associating with the trial proceedings.

That apart, counsel for the petitioner as also counsel appearing for the complainant have shown inclination to enter into a compromise to explore the possibility of an amicable settlement.

Parties are directed to appear before the Mediation and Conciliation Centre of this Court on 11.02.2016.

It may also be noticed that the petitioner has even filed a petition under Section 482 Cr.P.C. seeking quashing of FIR i.e. CRM No.M-17796 of 2015 which is now fixed for hearing on 06.04.2016.

It is directed that report of the Mediator would be furnished and placed on record with the file of CRM No.M-17796 of 2015.

The amount of Rs.1,45,000/- that the petitioner had already deposited with the Registry of this Court would be subject to any settlement

that may be arrived at between the parties.

Under such circumstances, the present petition is allowed.

Order dated 05.06.2015 passed by this Court is made absolute.

Disposed of.

02.02.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**